

(Rader)

PTO/SB/106 (3-00)

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Declaration and Power of Attorney for Patent Application

特許出願宣言書及び委任状

Japanese Language Declaration

日本語宣言書

私は、以下に記名された発明者として、ここに下記の通り宣言する：

As a below named inventor, I hereby declare that:

私の住所、郵便の宛先そして国籍は、私の氏名の後に記載された通りである。

My residence, post office address and citizenship are as stated next to my name.

下記の名称の発明について、特許請求範囲に記載され、且つ特許が求められている発明主題に関して、私は、最初、最先且つ唯一の発明者である（唯一の氏名が記載されている場合）か、或いは最初、最先且つ共同発明者である（複数の氏名が記載されている場合）と信じている。

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

HUMIDIFYING DEVICE AND OXYGEN

CONCENTRATING SYSTEM

上記発明の明細書はここに添付されているが、下記の欄がチェックされている場合は、この限りでない：

the specification of which is attached hereto unless the following box is checked:

☐ _____ の日に出版され、
この出版の米国出版番号またはPCT国際出版番号は、
_____ であり、且つ
_____ の日に補正された出版（該当する場合）

☒ was filed on December 15, 2004
as United States Application Number or
PCT International Application Number
PCT/JP2004/019133 and was amended on
October 14, 2005 (if applicable).
(amendment under PCT Article 34)

私は、上記の補正書によって補正された、特許請求範囲を含む上記明細書を検討し、且つ内容を理解していることをここに表明する。

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

私は、連邦規則法典第37編規則1.56に定義されている、特許性について重要な情報を開示する義務があることを認める。

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the need of the individual case. Any comments on the amount of time you are required to complete this form should be sent to Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner of Patents and Trademarks, Washington, DC 20231.

Japanese Language Declaration (日本語宣言書)

私は、ここに、以下に記載した外国での特許出願または発明者証の出願、或いは米国以外の少なくとも一國を指定している米国法典第35編第365条(a)によるPCT国際出願について、同第119条(a)(d)項又は第365条(b)項に基づいて優先権を主張するとともに、優先権を主張する本出願の出願日より前の出願日を有する外国での特許出願または発明者証の出願、或いはPCT国際出願については、いかなる出願も、下記の枠内をチェックすることにより示した。

I hereby claim foreign priority under Title 35, United States Code, Section 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application for which priority is claimed.

Prior Foreign Application(s)

外国での先行出願

Priority Not Claimed

優先権主張なし

2003-416308(Pat. Appln.) Japan

(Number)

(番号)

(Country)

(国名)

15/December/2003

(Day/Month/Year Filed)

(出願日/月/年)

☐

2003-426457(Pat. Appln.) Japan

(Number)

(番号)

(Country)

(国名)

24/December/2003

(Day/Month/Year Filed)

(出願日/月/年)

☐

私は、ここに、下記のいかなる米国仮特許出願についても、その米国法典第35編第119条(e)項の利益を主張する。

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below.

(Application No.)

(出願番号)

(Filing Date)

(出願日)

(Application No.)

(出願番号)

(Filing Date)

(出願日)

私は、ここに、下記のいかなる米国出願についても、その米国法典第35編第120条に基づく利益を主張し、又米国を指定するいかなるPCT国際出願についても、その同第365条(c)に基づく利益を主張する。また、本出願の各特許請求の範囲の主題が、米国法典第35編第112条第1段に規定された態様で、先行する米国出願又はPCT国際出願に開示されていない場合においては、その先行出願の出願日と本国内出願日またはPCT国際出願日との間の期間中に入手された情報で、連邦規則法典第37編規則1.56に定義された特許性に関わる重要な情報について開示義務があることを承認する。

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s), or 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code Section 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of application.

(Application No.)

(出願番号)

(Filing Date)

(出願日)

(Status: Patented, Pending, Abandoned)

(現況: 特許許可、係属中、放棄)

(Application No.)

(出願番号)

(Filing Date)

(出願日)

(Status: Patented, Pending, Abandoned)

(現況: 特許許可、係属中、放棄)

私は、ここに表明された私自身の知識に係わる陳述が真実であり、且つ情報と信ずることに基づく陳述が、真実であると信じられることを宣言し、さらに、故意に虚偽の陳述などを行った場合は、米国法典第18編第1001条に基づき、罰金または拘禁、若しくはその両方により処罰され、またそのような故意による虚偽の陳述は、本出願またはそれに対して発行されるいかなる特許も、その有効性に問題が生ずることを理解した上で陳述が行われたことを、ここに宣言する。

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Japanese Language Declaration (日本語宣言書)

委任状: 私は本出願を審査する手続を行い、且つ米国特許商標庁との全ての業務を遂行するために、記名された発明者として、下記の弁護士及び/または弁理士を任命する。(氏名及び登録番号を記載すること)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith (list name and registration number).

書類送付先

Please direct all communications to the following address:
RADER, FISHMAN & GRAUER, PLLC
1233 20th Street, N.W., Suite 501
Washington, D.C. 20036
Telephone No. 202-955-3750; Facsimile No. 202-955-3751

直通電話連絡先: (氏名及び電話番号)

And I hereby appoint the firm of Rader, Fishman & Grauer, PLLC, Customer Number 23353 including as principal attorneys: Richard D. Grauer, Reg. No. 22,388; David T. Nikaido, Reg. No. 22,663; Ronald P. Kananen, Reg. No. 24,104; Ralph T. Rader, Reg. No. 28,772; Carl Schaukowitz, Reg. No. 29,211; Michael D. Fishman, Reg. No. 31,951; Joseph V. Coppola, Sr., Reg. No. 33,373; Michael B. Stewart, Reg. No. 36,018; Alexander D. Rabinovich, Reg. No. 37,425; Kevin D. Rutherford, Reg. No. 40,412; Glenn E. Forbis, Reg. No. 40,610; Lee Cheng, Reg. No. 40,949; Kristin L. Murphy, Reg. No. 41,212; Robert S. Green, Reg. No. 41,800; James F. Kamp, Reg. No. 41,882; Brian K. Dutton, Reg. No. 47,255; Michael R. Bascobert, Reg. No. 44,525; Shawn B. Cage, Reg. No. 51,522

唯一または第一発明者氏名		Full name of sole or first inventor	
Toshihiro Takeda			
発明者の署名	日付	Inventor's signature	Date
		武田敏博	August 7, 2006
住所		Residence	
Chiyoda-ku, Tokyo, Japan			
国籍		Citizenship	
Japanese			
郵便の宛先		Post Office Address	
c/o TEIJIN PHARMA LIMITED, 1-1,			
Uchisaiwaicho 2-chome, Chiyoda-ku,			
Tokyo 100-0011, Japan			
第二共同発明者がいる場合、その氏名		Full name of second joint inventor, if any	
Morihiro Nishihira			
第二共同発明者の署名	日付	Second inventor's signature	Date
		西平守彦	August 7, 2006
住所		Residence	
Ichikawa-shi, Chiba, Japan			
国籍		Citizenship	
Japanese			
郵便の宛先		Post Office Address	
1-18-11-106, Arai, Ichikawa-shi,			
Chiba 272-0144, Japan			

(第三以下の共同発明者についても同様に記載し、署名すること)

(Supply similar information and signature for third and subsequent joint inventors.)

第三共同発明者名		Full name of third joint inventor, if any Nozomu Tanihara	
第三共同発明者の署名	日付	Third inventor's signature 谷 原 望	Date August 7, 2006
住所		Residence Ube-shi, Yamaguchi, Japan	
国籍		Citizenship Japanese	
私書箱		Post Office Address c/o Ube Chemical Factory, Ube Industries, Ltd., 1978-10, Oaza Kogushi, Ube-shi, Yamaguchi 755-8633, Japan	
第四共同発明者名		Full name of fourth joint inventor, if any	
第四共同発明者の署名	日付	Fourth inventor's signature	Date
住所		Residence	
国籍		Citizenship	
私書箱		Post Office Address	
第五共同発明者名		Full name of fifth joint inventor, if any	
第五共同発明者の署名	日付	Fifth inventor's signature	Date
住所		Residence	
国籍		Citizenship	
私書箱		Post Office Address	
第六共同発明者名		Full name of sixth joint inventor, if any	
第六共同発明者の署名	日付	Sixth inventor's signature	Date
住所		Residence	
国籍		Citizenship	
私書箱		Post Office Address	

RECORDATION FORM COVER SHEET

PATENTS ONLY

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies):

Toshihiro Takeda (08/07/2006), Morihiko Nishihira
(08/07/2006) and Nozomu Tanihara (08/07/2006)

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance/Execution Date(s):

Execution Date(s): in parentheses after inventor name

- ☒ Assignment ☐ Merger ☐ Change of Name
☐ Security Agreement ☐ Joint Research Agreement
☐ Government Interest Assignment
☐ Executive Order 9424, Confirmatory License
☐ Other _____

2. Name and address of receiving party(ies)

Name: Teijin Pharma Limited

Internal Address: _____

Street Address: _____

1-1, Uchisaiwaicho 2-chome
Chiyoda-ku

City: Tokyo

State: _____

Country: JAPAN Zip: 100-0011

Additional name(s) & address(es) attached: ☒ Yes ☐ No

4. Application or patent number(s):

A. Patent Application No.(s)
10/583,029

☐ This document is being filed together with a new application.

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address to whom correspondence concerning document should be mailed:

Name: RADER, FISHMAN & GRAUER PLLC

Internal Address: Atty. Dkt.: AAO-0278

Street Address: 1233 20th Street, N.W.
Suite 501

City: Washington

State: DC Zip: 20036

Phone Number: (202) 955-3750

Fax Number: (202) 955-3751

Email Address: _____

6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00


- ☐ Authorized to be charged by credit card
☒ Authorized to be charged to deposit account
☐ Enclosed
☐ None required (government interest not affecting title)

8. Payment Information

a. Credit Card Last 4 Numbers _____
Expiration Date _____

b. Deposit Account Number 18-0013
Authorized User Name Christopher J. Wickstrom

9. Signature:



Signature

May 10, 2007

Date

Christopher J. Wickstrom - 57,199

Name of Person Signing

Total number of pages including cover sheet, attachments, and documents:

4

RECORDATION FORM COVER SHEET
(continued)

Additional Conveying Party(ies)/Execution Date(s) (1. Continued):

Additional Assignees (2. Continued):

Assignee Name: Ube Industries, Ltd.

Internal Address:

Street Address: 1978-96, Oaza Kogushi, Ube-shiCity: Yamaguchi State: _____ Country: JAPAN Zip: 755-8633

Assignee Name: _____

Internal Address:

Street Address:

City: _____ State: _____ Country: _____ Zip: _____

Assignee Name: _____

Internal Address:

Street Address:

City: _____ State: _____ Country: _____ Zip: _____

Additional Applications and/or Patents (4. Continued):

Additional Patent Application Numbers
4A. Continued:Additional Patent Numbers
4B. Continued:

Additional numbers attached?

☐

Yes

☒

No

RECORDATION FORM COVER SHEET
PATENTS ONLY

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies):

Toshihiro Takeda (08/07/2006), Morihiko Nishihira (08/07/2006) and Nozomu Tanihara (08/07/2006)

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance/Execution Date(s):

Execution Date(s): in parentheses after inventor name

☒ Assignment ☐ Merger ☐ Change of Name

☐ Security Agreement ☐ Joint Research Agreement

☐ Government Interest Assignment

☐ Executive Order 9424, Confirmatory License

☐ Other _____

2. Name and address of receiving party(ies)

Name: Teijin Pharma Limited

Internal Address: _____

Street Address: _____

1-1, Uchisaiwaicho 2-chome
Chiyoda-ku

City: Tokyo

State: _____

Country: JAPAN Zip: 100-0011

Additional name(s) & address(es) attached? ☒ Yes ☐ No

4. Application or patent number(s):

A. Patent Application No.(s)

10/583,029

☐ This document is being filed together with a new application.

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address to whom correspondence concerning document should be mailed:

Name: RADER, FISHMAN & GRAUER PLLC

Internal Address: Atty. Dkt.: AAO-0278

Street Address: 1233 20th Street, N.W.
Suite 501

City: WASHINGTON

State: DC

Zip: 20036

Phone Number: (202) 955-3750

Fax Number: (202) 955-3751

Email Address: _____

6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00

☐ Authorized to be charged by credit card

☒ Authorized to be charged to deposit account

☐ Enclosed

☐ None required (government interest not affecting title)

8. Payment Information

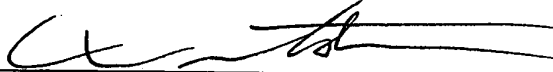
a. Credit Card Last 4 Numbers _____

Expiration Date _____

b. Deposit Account Number 18-0013

Authorized User Name Christopher J. Wickstrom

9. Signature:



Signature

May 10, 2007

Date

Christopher J. Wickstrom - 57,199

Name of Person Signing

Total number of pages including cover sheet, attachments, and documents:

4

05/11/2007 AKAYPAGH 00000130 180013 10583029
02 FC:8021 40.00 DA

U.S. ASSIGNMENT

IN CONSIDERATION of the sum of One Dollar (\$1.00), and of other good and valuable consideration paid to the undersigned inventor(s) (hereinafter "ASSIGNOR") by

(Insert
ASSIGNEE's
Name(s)
Address(es))

1) TEIJJIN PHARMA LIMITED

1-1, Uchisaiwaicho 2-chome, Chiyoda-ku, Tokyo 100-0011, Japan

2) Ube Industries, Ltd.

1978-96, Oaza Kogushi, Ube-shi, Yamaguchi 755-8633, Japan

(hereinafter "ASSIGNEE"), the receipt of which is hereby acknowledged, the undersigned ASSIGNOR hereby sells, assigns and transfers to ASSIGNEE the entire and exclusive right, title and interest to the invention entitled

(Title of
Invention)

HUMIDIFYING DEVICE AND OXYGEN CONCENTRATING SYSTEM

relating to International Patent Application PCT/JP 2004/ 019133 and/or for which application for Letters Patent of the United States was executed on even date herewith or, if not so executed, was:

(Insert date
of execution
of application,
if not
concurrent)

(a) executed on _____
(b) filed on _____
Serial No. _____ / _____

(Rader, Fishman & Grauer, PLLC,
Washington, U.S.A.
) is hereby authorized to insert in (b) the specified
date, when known.

and to said application and all Letters Patent(s) of the United States granted on said application and any continuation, division, renewal, substitute, reissue or reexamination application based thereon, for the full term or terms for which the said Letters Patent(s) may be granted and including any extensions thereof (collectively, hereinafter, "said application(s) and Letters Patent(s)").

The ASSIGNOR agree(s), when requested by said ASSIGNEE and without charge to but at the expense of said ASSIGNEE, to do all acts which the ASSIGNEE may deem necessary, desirable or expedient, for securing, maintaining and enforcing protection for said invention, including in the preparation and prosecution of said application(s) and the issuance of said Letters Patent(s), in any interference, reissue, reexamination, or public use proceeding, and in any litigation or other legal proceeding which may arise or be declared in relation to same, such acts to include but not be limited to executing all papers, including separate assignments and declarations, taking all rightful oaths, providing sworn testimony, and obtaining and producing evidence.

IN WITNESS WHEREOF, the undersigned inventor(s) has (have) affixed his/her/their signature(s).

(Signatures)

1) 武田敏博
(SIGNATURE)

Toshihiro Takeda
(TYPE NAME)

August 7, 2006
(DATE)

2) 西平孝彦
(SIGNATURE)

Morihiko Nishihira
(TYPE NAME)

August 7, 2006
(DATE)

3) 谷 泰 望
(SIGNATURE)

Nozomu Tanihara
(TYPE NAME)

August 7, 2006
(DATE)

4) _____
(SIGNATURE)

(TYPE NAME)

(DATE)

5) _____
(SIGNATURE)

(TYPE NAME)

(DATE)

6) _____
(SIGNATURE)

(TYPE NAME)

(DATE)

7) _____
(SIGNATURE)

(TYPE NAME)

(DATE)

8) _____
(SIGNATURE)

(TYPE NAME)

(DATE)